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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
FERNANDO ALBERTO GUZMAN)
ESQUIVEL,)
)
Defendant.)
)

No. CR 13-0330 JST

**STIPULATION AND ~~PROPOSED~~
ORDER EXCLUDING TIME UNDER 18
U.S.C. § 3161**

On June 21, 2013, the parties in this case appeared before the Court. At that time, the Court set the matter to August 9, 2013. The parties have agreed to exclude the period of time between June 21, 2013 and August 9, 2013 from any time limits applicable under 18 U.S.C. § 3161. The parties represented that granting the exclusion would allow the reasonable time necessary for effective preparation of counsel, in light of the fact of that defense counsel is in the process of reviewing discovery in the matter. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agree that the ends of justice served by granting such an exclusion of time outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

1 At the hearing, the Court made findings consistent with this agreement. SO STIPULATED:

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3 MELINDA HAAG
4 United States Attorney
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6 DATED: June 21, 2013

7 /s/
JANAKI GANDHI
Special Assistant United States Attorney
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9 DATED: June 21, 2013

10 /s/
JODI LINKER
Attorney for Defendant
Fernando Alberto Guzman Esquivel
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~~PROPOSED~~ ORDER

For the reasons stated above and at the June 21, 2013 hearing, the Court finds that the exclusion from the time limits applicable under 18 U.S.C. § 3161 of the period from June 21, 2013, and August 9, 2013, is warranted and that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). Denying the requested exclusion of time would deprive the parties of the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv).

IT IS SO ORDERED.

DATED: June 25, 2013



THE HONORABLE JONES S. TIGAR
United States District Judge